IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 39 OF 2006

IN

WRIT PETITION No. 2422 OF 2005

Khernagar Saraswati Ganesh Co-op. Housing Society Ltd. .. Petitioner

V/s

Maharashtra Housing & Area Development Authority .. Respondents

And

Palvi Maternity & Mother Care Centre .. Applicant

Mr.N.V. Gangal i/b Mr.H.M. Deshpande for the Applicant in support of the motion

Mr.V.S. Kapse for the Petitioner.

CORAM : H.L. GOKHALE & ABHAY S. OKA, JJ.

DATE : 2ND FEBRUARY 2006

P.C. :

1. Heard Mr.Gangal in support of this motion. Mr.Kapse appears for the Petitioner.

2. Prayer (a) of this motion seeks joining the Applicant in the petition as a Respondent. Mr.Kapse for the Petitioner has no objection to this prayer. Accordingly we allow this motion in terms of prayer (a). Necessary amendment be carried out by Saturday, 4th February 2006.

3. As far as the other prayers in the motion are concerned, the Applicant may file his reply to the main petition and thereafter those prayers could be considered.

4. Motion stands disposed of.

(H.L. GOKHALE, J.)

(ABHAY S. OKA, J.)